

ENERGY-RELATED LEGISLATION

*South Carolina General Assembly, 1999-2000
Compiled by the South Carolina Energy Office*

I. BILLS ENACTED INTO LAW DURING THE 1999-2000 SESSION

UTILITIES

Bill 1018 Primary Sponsor: Holland

This bill sets February 2, 2000, as the time certain for electing a successor to a Commissioner of the Public Service Commission for the Second Congressional District.

Dr. James B. Atkins, a professor at the Byrnes Center at the University of South Carolina was elected and will take office on March 1, 2000.

01/13/00	Received from House
01/12/00	Introduced, adopted, returned with concurrence
01/12/00	Introduced, adopted, sent to House

BUILDING ENERGY EFFICIENCY

Bill 3748 Primary Sponsor: Walker

This relates to lease purchase or financing agreements being subject to applicable constitutional debt limitations, so as to conform the treatment of a lease purchase agreement for energy efficiency products and a guaranteed energy savings contract in the calculation of the debt limit to the provisions of the section specifically excluding them from those types of agreements subject to the debt limit.

This bill exempts a lease purchase agreement for energy efficiency products or a guaranteed energy savings contract from the debt limit requirements applied to local entities.

07/02/99	Act No. A89
06/11/99	Signed by Governor
06/09/99	Ratified R161
06/02/99	Concurred in Senate amendment, enrolled for ratification
06/01/99	Amended, read 3 rd time, returned to House

05/12/99	Amended, read 2 nd time with notice of general amendments
05/11/99	Recalled from Committee, placed on the Calendar
04/29/99	Introduced, referred to Senate Finance Committee
04/28/99	Read 3 rd time, sent to Senate
04/27/99	Amended, read 2 nd time
04/22/99	Committee report: Favorable with amendment
03/17/99	Introduced, referred to House Ways and Means Committee

Bill 3715 Primary Sponsor: Bailey

To revise which codes and standards must be adopted and to delete a provision relating to certain codes taking precedence over other codes; and to amend the section relating to funding of training and education programs for building code enforcement officers, so as to require the Department of Labor, Licensing and Regulation to report on the use of such funds every July 15th rather than January 15th.

Among other things, this bill establishes that municipalities and counties must adopt the latest edition of the nationally recognized energy code, thus deleting reference to codes that become obsolete.

06/18/99	Act No. A44
06/01/99	Signed by Governor
05/26/99	Ratified R85
05/19/99	Read 3 rd time, enrolled for ratification
05/18/99	Read 2 nd time
05/13/99	Committee report: Favorable
04/22/99	Introduced, referred to Senate Labor, Commerce and Industry Committee
04/21/99	Read 3 rd time, sent to Senate
04/20/99	Read 2 nd time
04/14/99	Committee report: Favorable
03/10/99	Introduced, referred to House Labor, Commerce and Industry Committee

Bill 3716 Primary Sponsor: Bailey

To eliminate the Modular Buildings Board of Appeals and transfer its authority to the South Carolina Building Codes Council. To amend sections relating to the suspension and revocation of modular building certifications, so as to provide that appeals must be made the Building Codes Council and to amend sections relating to local enforcement of the provisions relating to alternative sources for enforcement in localities with no building official.

Among other things, this bill would require modular buildings to meet the energy code. They are currently not covered under Federal regulations governing manufactured housing, and not covered by state laws governing site-built residences.

06/18/99	Act No. A45
06/01/99	Signed by Governor
05/26/99	Ratified R86
05/19/99	Read 3 rd time, enrolled for ratification
05/18/99	Read 2 nd time, notice of general amendments
05/13/99	Committee report: Favorable
04/22/99	Introduced, referred to Senate Labor, Commerce and Industry Committee
04/21/99	Read 3 rd time, sent to Senate
04/20/99	Read 2 nd time
04/14/99	Committee report: Favorable
03/10/99	Introduced, referred to House Labor, Commerce and Industry Committee

Bill 4378 Primary Sponsor: Bailey

To amend laws relating to the construction and renovation of public buildings and other projects, so as to statutorily adopt the American National Standards Institute code and to change terminology to conform to this code. Also to delete provisions pertaining to building code exceptions, enforcement, and criminal penalties so as to conform to other statutory provisions pertaining to building codes.

This bill pertains to the construction of public buildings for access by persons with disabilities. It requires that all plans for buildings, structures, and facilities to be constructed be reviewed and approved, and outlines what officials are responsible for this review.

06/06/00	Act No. 303
05/26/00	Signed by Governor
05/23/00	Ratified R340
05/16/00	Read third time, enrolled for ratification
05/02/00	Read second time
04/27/00	Committee report: Favorable
03/14/00	Recalled from committee, referred to Senate Labor, Commerce and Industry Committee
03/07/00	Read first time, referred to Senate Finance Committee
03/02/00	Read third time, sent to Senate
03/01/00	Read second time
02/29/00	Debate adjourned
02/29/00	Amended
02/22/00	Request for Debate

02/16/00	Committee report: Favorable with amendment
01/11/00	Introduced, referred to House Labor, Commerce and Industry Committee
12/29/99	Prefiled

TRANSPORTATION

Bill 3188 Primary Sponsor: Knotts

To revise the speed limits along the state's highways.

Among other things, this bill generally changes the speed limit on interstate highways to seventy miles an hour. Increased speeds mean increased gasoline and diesel consumption.

05/24/99	Act No. A17
04/30/99	Signed by Governor
04/28/99	Ratified R40
04/22/99	Ordered enrolled for ratification
04/21/99	Conference Report accepted by the House and Senate
04/14/99	Conference powers granted, Representatives appointed to Committee
04/13/99	Conference powers granted Senators appointed to Committee
04/07/99	Senate insists upon amendment
04/07/99	Non-concurrence in Senate amendment
04/01/99	Read third time, returned to House with amendment
03/31/99	Amended, read second time, unanimous consent for third reading on Thursday, 04/01/99
03/30/99	Recalled from committee, placed on the calendar
03/16/99	Introduced, referred, to Senate Transportation Committee
03/11/99	Read third time, sent to Senate
03/10/99	Amended, read second time
03/09/99	Debate interrupted by adjournment
03/09/99	Amended
03/04/99	Debate adjourned until Tuesday, 03/09/99
02/25/99	Request for debate by Representatives Walker, Barrett, R. Smith, Davenport, Lucas, Rice, McMahan, Mason, J. Hines, Littlejohn, Witherspoon, Sandifer, Knotts
02/23/99	Committee report: Favorable with amendment
01/12/99	Introduced, referred to House Education and Public Works Committee
01/06/99	Prefiled

Bill 709 Primary Sponsor: Senate Judiciary Committee

Establishes that intentionally leaving a gas station without paying for gasoline is a misdemeanor and can result in being “fined not more than five hundred dollars or imprisoned not more than thirty days, or both, and, at the discretion of the sentencing judge, the person’s driver’s license may be suspended for a period not to exceed thirty days for a first offense and for a period not to exceed ninety days for a second or subsequent offense.”

With escalating gas prices and a shortage resulting from OPEC withholding shipments of petroleum, this bill will deter theft of gasoline, possibly helping to maintain lower prices.

05/02/00	Act No. 223
02/25/00	Signed by Governor
02/23/00	Ratified R 219
01/19/00	Read third time and enrolled for ratification
01/18/00	Second reading
01/13/00	Debate adjourned until 01/18/00
06/03/99	Request for debate removed by Rep. Whatley
06/02/99	Request for debate removed by Rep(s). Cotty and Davenport
06/01/99	Request for debate removed by Rep. Fleming
06/01/99	Request for debate by Rep(s). F. Smith, Whatley, Howard, Neall, Lloyd, Scott, Cotty, Rutherford, Moody-Lawrence, Breeland, and Davenport
05/26/99	Judiciary Committee report favorable
05/12/99	House introduced and given first reading, referred to House Judiciary Committee
05/11/99	Third reading, sent to House
05/06/99	Senate gave second reading, amended, and ordered third reading with amendments
04/08/99	Senate introduced without reference

Bill 3696 (1999 Budget Bill) House Ways and Means Committee

Section 53.9 of the Part IB Provisos

Notwithstanding any other provision of law, the Department of Transportation is hereby authorized to directly contract mass transit funds with any private operator of a mass transit system to provide service to the general public; provided, that a plan of service has been established and approved by the local general purpose government which has jurisdiction for the area to be served, and approved by the Department, the Transportation Commission and the federal government.

Section 53.13 of the Part IB Provisos

The Department of Transportation shall continue to carry out and enhance the coordination planning and demonstration process for public transportation funding and resources established during the prior fiscal year. Progress reports shall be submitted to the General Assembly at two intervals using the fiscal year--an interim progress report no later than January 15, 2000, and a follow-up report of progress and plans for the upcoming year no later than May 15, 2000. The intent of this proviso is to improve access and delivery of transportation services, especially in rural areas. In planning and developing mechanisms for increasing coordination of funding streams and resources at both the state and local levels, the Department of Transportation shall work with each agency that provides funding for transportation and assure input in the process from major local providers of transportation services to the public, including current providers of coordinated public service.

Any agency, local government or other entity, including non-profit organizations, using state funds or state-administered federal funds for the purpose of transporting private citizens on a regular basis, 1) must provide input and information as requested by the Department of Transportation in a timely manner and in a format specified by the Department of Transportation in order to update data on transportation resources for planning purposes and; 2) show evidence of progress toward the development of or participation in a coordination plan. The Department of Corrections, the Department of Education, school districts and institutions of higher education are exempt from the requirements of this section. No transportation funds may be provided to any entity not in compliance with the requirements of this section.

06/24/99	Ratified R200
06/23/99	Ordered enrolled for ratification
06/23/99	Free Conference Committee Report adopted
06/23/99	Free Conference Powers granted, appointed Reps. to Committee of Free Conference
06/22/99	Free Conference Powers rejected
06/22/99	Free Conference Committee Report adopted
06/22/99	Free Conference Powers granted, appointed Reps. to Committee of Free conference
06/22/99	Reconsidered vote whereby the Senate adopted the Report of the Committee of Conference
06/03/99	Conference committee report adopted
05/12/99	Conference powers granted, Senators appointed
05/11/99	Conference powers granted, Representatives appointed
05/11/99	House insists upon amendment
05/06/99	Senate does not concur with House amendments
05/05/99	Senate amendments amended
04/22/99	Amended, read 3 rd time, returned to House with amendment
04/20/99	Read 2 nd time, carrying over all amendments to 3 rd reading
04/20/99	Committee amendment adopted
04/15/99	Committee report: Favorable with amendment

03/24/99	Introduced, referred to Senate Finance Committee
03/23/99	Amended, read 3 rd time, sent to Senate
03/18/99	Amended, read 2 nd time
03/17/99	Amended, debate interrupted by Adjournment
03/16/99	Amended, debate interrupted by Adjournment
03/15/99	Amended, debate interrupted by Adjournment
03/10/99	Made Special Order
03/09/99	Introduced, read first time

Bill 4960 Primary Sponsor: House Education and Public Works Committee

This is a Joint Resolution providing the findings and recommendations of the committee created to study the feasibility of creating a mass transportation system for the state.

Among other things, the findings of the committee are that mass transportation is vital to the well being of many South Carolinians and that mass transportation is grossly underutilized in all areas of the State. The committee's recommendations are aimed primarily at the SC Department of Transportation (SCDOT).

06/14/00	Signed by Governor
06/08/00	Ratified R434
06/01/00	Read third time, enrolled for ratification
05/31/00	Read second time
05/30/00	Recalled from Committee, placed on the Calendar
05/24/00	Introduced in Senate, read first time, referred to Senate Transportation Committee
05/24/00	Read third time, sent to Senate
05/23/00	House debate adjourned until Wednesday, 05/24/00
05/23/00	Request for debate withdrawn by Representatives Simrill, Kirsh, Easterday, and Barrett
05/18/00	Request for debate withdrawn by Representative Robinson
05/18/00	Requests for debate by Representatives Robinson, Easterday, Rice, and Barrett
05/17/00	Requests for debate withdrawn by Representative Cotty
05/17/00	Read second time
05/16/00	Requests for debate withdrawn by Representatives Frye, Altman, and Koon
05/03/00	Request for debate by Representative Sheheen, Cotty, Simrill, Altman, and Kirsh
05/03/00	Requests for debate withdrawn by Representatives Fleming, Whatley, Knotts
04/25/00	Requests for debate by Representatives Fleming, Knotts, Leach, Whatley, Koon, Frye, Davenport, Emory, Cato, Stuart, J.H. Neal, and Bales
04/18/00	Introduced, read first time.

RADIOACTIVE WASTE

Bill 1129 Primary Sponsor: Leventis

This bill enacts the “Atlantic Interstate Low-Level Radioactive Waste Compact” Implementation Act.

The Atlantic Interstate Low-Level Radioactive Waste Compact Implementation Act is designed to achieve the important state objectives outlined by the South Carolina Nuclear Waste Task Force. It represents a sensible and pragmatic way to eliminate South Carolina’s role as the nation’s dumping ground, while continuing to provide needed disposal capacity to those state businesses and organizations that generate nuclear waste.

Under this legislation, South Carolina would join the Atlantic Compact, which would consist of three states - South Carolina, Connecticut and New Jersey. As part of the Compact agreement, Connecticut and New Jersey would limit the amount of waste they send to Barnwell to a total 800,000 ft³. With seven nuclear reactors, South Carolina would need a similar amount of disposal capacity over the long run. DHEC projects that the Barnwell site has approximately 3 million cubic feet of disposal capacity remaining. Estimates for total disposal of nuclear waste at Barnwell are between one million and two million cubic feet over the next fifty years. This represents a one-third to two-thirds reduction in both the amount of waste going to Barnwell and the amount of radioactivity as measured in curies.

In addition, Connecticut and New Jersey will provide a one-time payment of 12 million dollars to the host community, which is earmarked for economic development in Barnwell, Allendale and Bamberg counties. This money will help offset decreased county revenues from the disposal facility when the waste stream is limited to only the three states in the Compact.

06/06/00	Signed by Governor
05/31/00	Ratified R376
05/25/00	Senate concurred in House amendment, enrolled for ratification
05/25/00	Read third time, returned to Senate with amendment
05/24/00	Amended, read second time
05/23/00	Debate adjourned until Wednesday, 05/24/00
05/23/00	Request for debate withdrawn by Representatives Sandifer, Kirsh, Scott, Meacham-Richardson, Moody-Lawrence
05/16/00	Requests for debate withdrawn by Representatives Miller and Simrill
05/16/00	Requests for debate withdrawn by Representatives Cotty and Scott

05/16/00	Requests for debate by Representatives Meacham-Richardson, Simrill, Sandifer, Kirsh, and Moody-Lawrence
05/16/00	Amended
05/09/00	Debate adjourned
05/04/00	Requests for debate withdrawn by Representatives Emory, J.H. Neal and Sharpe
05/03/00	Requests for debate withdrawn by Representative Gilham
05/03/00	Requests for debate by Representatives Sheheen, Cotty, Sharpe, Scott, Miller, J.M. Neal, and Emory
05/03/00	Requests for debate withdrawn by Representatives Cato, Fleming, Davenport, Meacham-Richardson, Law, Hinson
05/02/00	Requests for debate by Representatives Cato, Fleming, Law, Gilham, Bales, Hinson, Meacham-Richardson, and Davenport
04/25/00	Debate adjourned until 05/02/00
04/19/00	Committee report: Favorable with amendment
03/30/00	Introduced, read first time, referred to House Agriculture, Natural Resources and Environmental Affairs Committee
03/29/00	Read third time, sent to House
03/28/00	Amended, read second time, notice of general amendments
03/22/00	Committee report: Favorable with amendment
02/09/00	Introduced, referred to Senate Agriculture and Natural Resources Committee



RECYCLING

Bill 3696 (Budget Bill) House Ways and Means Committee

Section 9 Permanent Provisos

To change the code relating to waste tires and the disposal fee imposed on the sale of new tires under the South Carolina Solid Waste Policy and Management Act of 1991, so as to reduce the recycling fee from two dollars to one dollar and eighty cents a tire.

06/24/99	Ratified R200
06/23/99	Ordered enrolled for ratification
06/23/99	Free Conference Committee Report adopted
06/23/99	Free Conference Powers granted, appointed Reps. to Committee of Free Conference
06/22/99	Free Conference Powers rejected
06/22/99	Free Conference Committee Report adopted
06/22/99	Free Conference Powers granted, appointed Reps. To Committee of Free conference

06/22/99	Reconsidered vote whereby the Senate adopted the Report of the Committee of Conference
06/03/99	Conference committee report adopted
05/12/99	Conference powers granted, Senators appointed
05/11/99	Conference powers granted, Representatives appointed
05/11/99	House insists upon amendment
05/06/99	Senate does not concur with House amendments
05/05/99	Senate amendments amended
04/22/99	Amended, read 3 rd time, returned to House with amendment
04/20/99	Read 2 nd time, carrying over all amendments to 3 rd reading
04/20/99	Committee amendment adopted
04/15/99	Committee report: Favorable with amendment
03/24/99	Introduced, referred to Senate Finance Committee
03/23/99	Amended, read 3 rd time, sent to Senate
03/18/99	Amended, read 2 nd time
03/17/99	Amended, debate interrupted by Adjournment
03/16/99	Amended, debate interrupted by Adjournment
03/15/99	Amended, debate interrupted by Adjournment
03/10/99	Made Special Order
03/09/99	Introduced, read first time

I. BILLS INTRODUCED DURING THE 1999-2000 SESSION

UTILITIES

Bill 115 Primary sponsor: Mescher

To create an electric industry deregulation task force to study and report on all phases of the electric utility system in order to determine the effectiveness and fairness of electric industry deregulation.

The task force must report its findings to the Senate Judiciary Committee and the House Labor, Commerce and Industry Committee no later than July 1, 1999. Members of the task force include the Chairmen of the Senate Judiciary and House Labor, Commerce and Industry Committees (or their designees), representatives from the commercial and industrial sectors, and representatives from each of the utilities operating in South Carolina.

01/12/99 Introduced, referred to Senate Judiciary Committee
11/18/98 Pre-filed

Bill 163 Primary Sponsor: Wilson

Relating to the exemption of municipal utilities from regulation by the public limits of the Municipality Service Commission, so as to limit the exemption to a public utility's operations within the municipality's corporate limits; and relating to the prohibition on regulations by the Public Service Commission of contracts made by a municipality, so as to limit the prohibition to contracts made by a municipality with customers located within the corporate limits of the municipality.

This bill would allow the Public Service Commission to regulate municipal-owned electric utilities.

01/12/99 Introduced, referred to Senate Judiciary Committee
12/16/98 Prefiled

Bill 201 Primary Sponsor: Wilson

Relating to the provision of water and electric services beyond corporate limits of a municipality, so as to prohibit a municipality extending water or electric services to nonresidents from requiring annexation as a condition of the receipt of the services.

This bill would release residents located outside corporate limits of a municipality from having to be annexed by the municipality in order to receive water and electric services.

01/12/99 Introduced, referred to Senate Judiciary Committee
12/16/98 Prefiled

Bill 942 Primary Sponsor: Mescher

To provide that members of the Board of the Public Service Authority appointed from Horry, Berkeley, and Georgetown Counties must be customers of the Authority and reside in Authority territory.

01/11/00 Introduced, referred to Senate Judiciary Committee
10/19/99 Prefiled

Bill 3124 Primary Sponsor: Haskins

To provide that on or before July 1, 1999, the State Budget and Control Board shall issue a Request for Proposals (RFP) soliciting bids for the purchase of the South Carolina Public Service Authority by a third party from the State of South Carolina, to stipulate the requirements of this Request for Proposals, to provide that the Budget and Control Board on or before January 1, 2000, shall open the bids and accept the highest suitable bid, to require the Public Service Authority to certify its assets and liabilities, and provide its certified income statements for the last five years and balance sheet to the Budget and Control Board for the purposes of this solicitation, to also require the Public Service Authority to cooperate with interested bidders in the preparation of their bid, and to provide civil remedies and penalties for failure to perform such requirements or to cooperate, to provide that if a suitable bid is accepted the revenue therefrom must be deposited in a fund separate and distinct from the State General Fund to be entitled the "South Carolina Education Trust Fund," to provide for the manner in which the principal of this trust fund shall be invested, to provide that the earnings from the trust fund shall be annually transferred to the State General Fund and used for Higher Education scholarships and grant purposes and for other educational needs as the General Assembly shall provide; and to repeal chapter 31 of Title 58 of the 1976 Code relating to the Public Service Authority upon final consummation of this purchase and sale.

This bill would require the state to sell South Carolina's state-owned electric utility with the proceeds being used for education.

01/12/99 Introduced, referred to House Ways and Means Committee
12/16/98 Prefiled

Bill 3297 Primary Sponsor: Kirsh

To enact the South Carolina Competitive Power Act of 1999. It requires the Public Service Commission to establish an implementation plan by July 15, 2000, and for full

deregulation to occur 5 years after passage of the bill. It provides for stranded costs, and it includes all electricity suppliers: investor-owned utilities, municipals, cooperatives, and Santee Cooper. This bill to deregulate the retail sale of electricity is largely the product of the deliberations of the Public Utilities Subcommittee of the House Labor, Commerce Industry Committee during 1997-1998.

01/19/99 Introduced, referred to House Labor, Commerce and Industry
Committee

Bill 3573 Primary Sponsor: D. Smith

To enact the “South Carolina Competitive Power Act of 1999” which provides for legislative findings and declarations, requires the Public Service Commission to adopt a plan for restructuring the electric utility industry, requires electric utilities to file with the Public Service Commission a restructuring plan providing for customer choice, provides that all retail customers shall be permitted to choose their providers of electric generation services by a certain date, provides for the manner in which municipal utilities, electric cooperatives, and state public service authorities shall participate in the transition to competition, requires electric utilities to file with the Public Service Commission a plan for recovering stranded costs, creates a legislative oversight committee on electric utility restructuring, and provides for related matters.

This bill sets January 1, 2003 as the deadline for deregulation of electric generation in the state, in order to have full customer choice for all customers by that date.

04/07/99 Co-sponsor removed (Robinson)
02/18/99 Introduced, referred to House Labor, Commerce and Industry
Committee

Bill 3902 Primary Sponsor: Cato

This bill is similar to House Bill 3573; the big difference being that this bill does not establish a deadline for the implementation of full customer choice. It establishes that no later than 6 years after the chapter becomes effective, electric generation must be deregulated and subject to the competitive market.

04/05/99 Co-sponsor removed (J.Brown)
04/08/99 Introduced, referred to House Labor, Commerce and Industry
Committee

Bill 1168 Primary Sponsor: Smith

To enact the “South Carolina Competitive Power Act of 2000” which requires the Public Service Commission to adopt a plan for restructuring the electric utility industry, requires investor-owned utilities, municipal utilities, rural electric cooperatives, joint

agencies, and state-owned utilities to each file with the Commission a utility restructuring plan providing for customer choice for all retail electric customers and establishing a protocol for the unbundling of services, provides for the manner in which customers shall be permitted to choose their electric generation provider, provides for the manner in which investor-owned utilities, municipal utilities, board and commissions of public works, rural electric cooperatives, joint agencies, and state-owned utilities, shall participate in the transition to competition, creates a legislative oversight competition committee on electric utility restructuring, and provides for related matters.

This bill specifies that a plan must be published and adopted by the SC Public Service Commission no later than six months after the effective date of this chapter. This plan must establish procedures allowing for full customer choice for all customers no later than three years after the chapter becomes effective. Among other things, this plan must address issues such as the development of a regional independent system operator, the identification and evaluation of utility stranded costs, the examination of consumer support programs, and development of a metering, billing, and accounting system to ensure the accuracy of suppliers' deliveries.

02/23/00 Cosponsor Ford removed
02/22/00 Introduced, referred to Senate Judiciary Committee

Bill 1183 Primary Sponsor: Peeler

This bill establishes that the South Carolina Public Service Authority (Santee Cooper) is a state agency and provides a nondispositive listing of those laws applicable to the authority. It also amends the code of laws relating to the exemptions from the State Employee Grievance Procedure so as to delete the exemption for the Public Service Authority.

02/24/00 Introduced, referred to Senate Judiciary Committee

Bill 1187 Primary Sponsor: Peeler

To provide that on or before July 1, 2001, the State Budget and Control Board shall issue a Request for Proposals (RFP) soliciting bids for the purchase of the South Carolina Public Service Authority by a third party from the State of South Carolina, to stipulate the requirements of this Request for Proposals, to provide that the Budget and Control Board on or before July 1, 2001, shall open the bids and accept the highest suitable bid, to require the Public Service Authority to certify its assets and liabilities, and provide its certified income statements for the last five years and balance sheet to the Budget and Control Board for the purposes of this solicitation, to also require the Public Service Authority to cooperate with interested bidders in the preparation of their bid, and to provide civil remedies and penalties for failure to perform such requirements or to cooperate, to provide that if a suitable bid is accepted the revenue therefrom must be deposited in a fund separate and distinct from the State General Fund to be entitled

the “South Carolina Education Trust Fund,” and used to redeem state school facilities bonds and as a source of revenue to avoid the issue of additional such bonds.

This bill would require the state to sell South Carolina’s state-owned electric utility with the proceeds being used for education.

02/24/00 Introduced, referred to Senate Judiciary Committee.

Bill 1196 Primary Sponsor: Wilson

To provide that employees of the South Carolina Public Service Authority (Santee Cooper) are considered state employees for all purposes of law, regulation, and policy, to provide a nondispositive listing of state personnel provisions applicable to Public Service Authority employees, and to amend the section of law relating to exemptions from the State Employee Grievance Procedure so as to delete the exemption for the Public Service Authority.

This bill establishes that employees of the Public Service Authority are state employees and are not exempt from the State Employee Grievance Procedure.

02/29/00 Introduced, referred to Senate Judiciary Committee.

Bill 1205 Primary Sponsor: Land

Transfers the Emergency Preparedness Division from the Office of the Adjutant General to the Governor’s Office. Energy Office staff members serve at the State Emergency Operations Center in times of statewide emergency such as hurricanes.

04/26/00 Scrivener’s error corrected

04/25/00 Recalled from Senate Judiciary Committee

03/01/00 Introduced, first reading, referred to Senate Judiciary Committee

BUILDING ENERGY EFFICIENCY

Bill 225 Primary Sponsor: McConnell

To provide that school district projects are subject to permit or license requirements to comply with local building standards in ordinances and regulations.

This would undo a 1997 law that exempted school districts from local building code enforcement.

01/19/99 Committed to Senate Judiciary Committee

01/19/99 Recalled from committee
01/12/99 Introduced, referred to Senate Finance Committee
12/16/98 Prefiled

Bill 596 Primary Sponsor: McConnell

This is the same as House Bill 3715

03/11/99 Introduced, referred to Senate Labor, Commerce and Industry
Committee

Bill 4059 Primary sponsor: Davenport

This requires the establishment of a certification program for the training of building codes enforcement officers.

05/05/99 Introduced, referred to House Labor, Commerce and Industry
Committee

Bill 1214 Primary Sponsor: J. V. Smith

This bill requires all state agencies charged with the regulation of buildings or other structures by enforcing a nationally recognized code to adopt the latest edition of the applicable code. It also requires that an agency must provide procedures for the adoption of such codes and appendices, and prohibits an agency from enforcing a national code to the extent it is inconsistent with state law.

03/07/00 Introduced, read first time, referred to Senate Judiciary Committee

TRANSPORTATION

Bill 3993 Primary Sponsor: Rodgers

This bill relates to the activation and dissolution of a regional transportation authority, so as to define the new sources of revenue that require the activation of an authority to be approved by the qualified electors within a proposed service area.

It also provides additional sources of funds that may be used to operate a regional transportation authority which include a sales tax on gasoline, a tax per gallon of gasoline sold, and a general sales tax.

06/08/00	Ratified R421
06/01/00	House and Senate Conference Committee Reports adopted, enrolled for ratification
06/01/00	House and Senate Conference powers granted, Reps. Townsend, Webb, and Hines and Sen. McConnell, Moore, and Ravenel appointed
06/01/00	Senate insists upon amendment
06/01/00	House non-concurrence in Senate amendment
06/01/00	Senate read third time, returned to House with amendment
05/31/00	Senate amended, read second time. Unanimous consent for third reading planned for 06/01/00
05/04/00	Committee report: Favorable with Amendment
03/30/00	Introduced, read first time, referred to Senate Transportation Committee
03/29/00	Read third time, sent to Senate
03/28/00	Read second time
03/28/00	Request for debate by Representative Kirsh
03/28/00	Amended
03/23/00	Debate adjourned until 03/28/00
03/14/00	Committee report: Favorable with amendment
05/11/99	Co-sponsor removed (Miller)
04/27/99	Introduced, referred to House Education and Public Works Committee

Bill 4273 Primary Sponsor: Scott

This bill creates a committee to study the feasibility of implementing a mass transportation system for the state, and provides for the composition and purpose of the committee.

06/30/99	Introduced, referred to House Education and Public Works Committee
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Bill 1143 Primary Sponsor: Land

To provide for a local option sales and use tax in an amount up to and including one percent, to allow revenue from the tax to be used also for mass transit systems and for greenbelts.

This bill establishes a tax that can be used for mass transit systems and greenbelts.

02/10/00	Introduced, referred to Senate Finance Committee.
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Bill 1171 Primary Sponsor: Elliott

A Concurrent Resolution memorializing the President and Congress to take appropriate steps to encourage the OPEC oil producing nations to increase oil production and stabilized the Nation's gas and oil prices.

03/07/00 Introduced, referred to House Invitations and Memorial Resolutions
Committee
03/02/00 Adopted, sent to the House
03/02/00 Recalled from Committee
02/22/00 Introduced, referred to Senate Labor, Commerce and Industry
Committee

Bill 1213 Primary Sponsor: Wilson

To memorialize Congress to act quickly to introduce and pass emergency legislation to suspend the federal excise tax on diesel fuel for a period of forty-five to ninety days while negotiations proceed with OPEC in an attempt to end this current escalation of diesel fuel prices and, further, to act independently of and in concert with the President to find long-term solutions and deterrents to this volatile threat to our economic well-being.

This Concurrent Resolution addresses the current gasoline prices. Among other things, it states Congress should consider and promote that the President release inventory from the Strategic Petroleum Reserve (SPR); that the Attorney General should investigate allegations of price-gouging and market manipulation; and, that the Secretary of the Department of Energy should take diplomatic steps to encourage OPEC to enhance production.

03/03/00 Companion Bill No. 4720
03/02/00 Introduced referred to Senate Finance Committee

Bill 4720 Primary Sponsor: Knotts

This is the same as S.1213

03/03/00 Companion Bill No. 1213
03/02/00 Introduced referred to Senate Finance Committee

H. 4775 (2000 Budget Bill) House Ways and Means Committee

Section 1.14 of the Part IB Provisos

The State Department of Education is hereby authorized to collect, expend, and

carry forward revenues [...] to offset the cost of recycling.

Section 9.15 of the Part IB Provisos

Authorizes DHEC to collect, expend, and carry forward revenues from recycling, including used motor oil and batteries.

Section 24.7 of the Part IB Provisos

Each of South Carolina's 46 Soil and Water Conservation Districts shall receive a proportionate share of funding set aside for Aid to Conservation Districts up to \$8,000 per district for general assistance to the district's program. Available funding above \$8,000 for each district will be apportioned by the Department of Natural Resources based upon local needs and priorities as determined by the Board.

Section 53.8 of the Part IB Provisos

Notwithstanding any other provision of law, the Department of Transportation is hereby authorized to directly contract mass transit funds with any private operator of a mass transit system to provide service to the general public; provided, that a plan of service has been established and approved by the local general purpose government which has jurisdiction for the area to be served, and approved by the Department, the Transportation Commission and the federal government.

Section 53.11 of the Part IB Provisos

The Department of Transportation shall continue to carry out and enhance the coordination planning and demonstration process for public transportation funding and resources established during the prior fiscal year. Progress reports shall be submitted to the General Assembly at two intervals using the fiscal year--an interim progress report no later than January 15, 2000, and a follow-up report of progress and plans for the upcoming year no later than May 15, 2000. The intent of this proviso is to improve access and delivery of transportation services, especially in rural areas. In planning and developing mechanisms for increasing coordination of funding streams and resources at both the state and local levels, the Department of Transportation shall work with each agency that provides funding for transportation and assure input in the process from major local providers of transportation services to the public, including current providers of coordinated public service.

Any agency, local government or other entity, including non-profit organizations, using state funds or state-administered federal funds for the purpose of transporting private citizens on a regular basis, 1) must provide input and information as requested by the Department of Transportation in a timely manner and in a format specified by the Department of Transportation in order to update data on transportation resources for planning purposes and; 2) show evidence of progress toward the development of or participation in a coordination plan. The Department of Corrections, the Department of Education, school districts and institutions of higher education are exempt from the

requirements of this section. No transportation funds may be provided to any entity not in compliance with the requirements of this section.

Section 72.68 of the Part IB Provisos

The Transportation Infrastructure Bank or the Railroad Commission may make grants for developing innovative transportation technology, such as light rail, mono-rail, or mono-beam.

Section 72.73 of the Part IB Provisos

It is the intent of the General Assembly to allow state agencies to use alternate work locations, including telecommuting, that result in greater efficiency and cost savings.

05/18/00	Conference powers granted, Senators Land, Setzler, and Moore appointed to Committee of Conference
05/18/00	Conference powers granted, Representatives Harrel, Kelley, and Quinn appointed to Committee of Conference
05/18/00	House insists upon amendments
05/18/00	Senate – non-concurrence in House amendments
05/18/00	Senate amendments amended, returned to Senate with amendments
05/11/00	Amended, read third time, returned to House with amendments
05/10/00	Amended, debate interrupted by adjournment
05/09/00	Amended, debate interrupted by adjournment
05/08/00	Read second time, ordered to third reading with notice of general amendments
05/04/00	Amended, debate interrupted by adjournment
05/03/00	Committee report: Favorable with amendment
03/28/00	Introduced, read first time, sent to Senate Finance Committee
03/23/00	Amended, read third time, sent to Senate
03/22/00	Amended, read third time
03/21/00	Amended, debate interrupted by adjournment
03/18/00	Amended, debate interrupted by adjournment
03/17/00	Amended, debate interrupted by adjournment
03/16/00	Amended, debate interrupted by adjournment
03/15/00	Amended, debate interrupted by adjournment
03/14/00	Amended, debate interrupted by adjournment
03/13/00	Amended, debate interrupted by adjournment
03/07/00	Introduced, read first time

Bill 1316 Primary Sponsor: Passailaigue

This bill relates to the enforcement of taxes on motor fuels, so as to allow the Department of Revenue, or its designee, to conduct inspections and remove samples of fuel from any vehicle, tank, or other container, instead of limiting the inspection and

removal of samples to a place where the taxable fuel is produced, stored, or loaded for transport.

This is the same as House Bill 4873

04/06/00 Introduced, referred to Senate Finance Committee

RADIOACTIVE WASTE

Bill 298 Primary Sponsor: Leventis

To reenact and provide for the Southeast Interstate Low-Level Radioactive Waste Management Compact; to provide for the appointment of two members to the compact commission from the state; to create an advisory committee to consult with and advise the state's representatives to the compact commission concerning technical and policy matters; to provide for the development and operation of host state facilities; to provide for party states; to provide that if South Carolina determines that any member state is not acting in good faith in complying with the terms of the compact then it shall withdraw immediately; to provide that a host state may enforce penalties and sanctions against party states who violate the compact; to amend the section relating to limits on the disposal of low-level radioactive waste at Barnwell by providing that the facility may accept no more than six million cubic feet of waste beginning January 1, 2000, and ending January 1, 2019; to amend the section relating to low-level radioactive waste compact negotiating committee by providing that the advisory committee established pursuant to section 48-37-330 shall meet with representatives of other states regarding South Carolina's possible reentry into the compact; to amend the section relating to carrying forward of unused annualized site capacity by reducing from two hundred thousand cubic feet to thirty-five thousand cubic the amount of unused site capacity that may be carried forward when the site does not receive as much as three hundred thousand cubic feet in a calendar year; and to amend the section relating to the imposition of certain taxes by revising outdate references.

This would provide for South Carolina rejoining the Southeast Compact, which it withdrew from in 1995, and the cutting-off access to the Barnwell disposable site for all states outside the eight-state region.

01/13/99 Introduced, referred to Senate Agriculture and Natural Resources
Committee
12/16/98 Prefiled

Bill 3245 Primary Sponsor: Sheheen

Relating to the appointment of a low-level radioactive waste compact negotiating committee and the prohibition against low-level radioactive waste generated within the state of North Carolina being disposed of at a facility located in the state, so as to delete the committee, to further provide for the duties of the Budget and Control Board in regard to custody and maintenance of the Barnwell Facility after closure, and to provide that no low-level radioactive waste generated outside the state of South Carolina may be disposed of at a facility located in this state.

This bill would close the Barnwell Nuclear Waste Facility to all nuclear waste generated outside of South Carolina.

01/12/99 Introduced, referred to House Agriculture, Natural Resources and
Environmental Affairs Committee
01/06/99 Prefiled

Bill 3586 Primary Sponsor: J. Smith

This bill is the same as Senate Bill 298.

02/23/99 Introduced, referred to House Agriculture, Natural Resources and
Environmental Affairs Committee

Bill 3869 Primary Sponsor: J. Smith

This bill is to establish the Low-Level Radioactive Waste Assistance fund to be administered by the Department of Health and Environmental Control to assist South Carolina generators in defraying the cost of storing, transporting, and disposing of this waste. It also relates to taxes imposed on low-level radioactive waste, so as to provide that the tax must be imposed on each curie rather than on each cubic foot.

This bill would change the tax on Barnwell nuclear waste from a per cubic foot tax to a per curie (radioactivity) tax, increase revenues from Barnwell, and help in-state waste generators defray the costs of waste disposal.

04/07/99 Introduced, referred to House Agriculture, Natural Resources and
Environmental Affairs Committee

Bill 4608 Primary Sponsor: Lourie

This is the same as Senate Bill 1129

02/15/00 Co-Sponsor added (Neal and Emory)
02/15/00 Introduced, referred to House Agriculture, Natural Resources and
Environmental Affairs Committee

Bill 4641 Primary Sponsor: J. Smith

This bill amends the code of laws pertaining to a business whose primary purpose is the laundering of material which contains radioactive materials and is regulated by the Department of Health and Environmental Control.

This adds a section applying to zoning and the local planning commission. It says that prior to locating this type of business, there must be public notice to the local planning commission. It also specifies that an area cannot be rezoned to allow this type of business to locate there.

02/16/00 Introduced, read first time, referred to House Agriculture, Natural Resources and Environmental Affairs Committee

RECYCLING

Bill 619 Primary Sponsor: Leventis

To establish the Electronic Equipment Recycling Program to be administered by the Recycling Market Development Advisory Council within the Department of Commerce; to impose a five dollar fee on each piece of electronic equipment containing a cathode ray tube sold; to require the State Treasurer to deposit the fees collected in the Electronic Equipment Recycling Fund to be used, among other things, to determine the most efficient means of collecting, transporting, and processing scrap electronic equipment and to award grants, contracts, and loans to further the process and technology for recycling this equipment; to establish the Electronic Equipment Recycling Committee to review and evaluate the use of the recycling fund; and to require the Recycling Market Development Advisory Council to evaluate the program and recommend whether this program should continue and made permanent law.

05/04/99 Introduced, referred to House Agriculture and Natural Resources Committee

04/29/99 Amended, read 3rd time, sent to House

04/20/99 Read 2nd time, notice of general amendments

04/20/99 Committee amendment adopted

04/15/99 Committee report: Favorable with amendment

03/18/99 Introduced, referred to Senate Agriculture and Natural Resources Committee

Bill 3927 Primary Sponsor: Sharpe

This bill would revise the goals in the Solid Waste Policy and Management Act of 1991 regarding the success of municipalities in achieving solid waste recycling. It also revises

the section regarding grants to private schools, colleges, and universities for waste reduction and recycling education programs.

This bill would prohibit disposing of used oil filters in landfills, and revise tipping fees on waste tires.

05/30/00	Amended, read third time, returned to House with amendment
05/25/00	Senate amended, read second time, notice of general amendments
05/03/00	Scrivener's error corrected
05/02/00	Introduced, placed on Calendar without reference
04/27/00	Read third time, sent to Senate
04/26/00	Amended, read second time
04/13/00	Request for debate withdrawn by Representative McMahan
04/11/00	Requests for debate by Representatives W. McLeod, Bales, Carnell, Wilder, Lloyd, Hosey, Parks, Stuart, Inabinett, F. Smith, McMahan, and Knotts
04/06/00	Co-Sponsor added
04/05/00	Committee Report: Favorable with Amendment
04/15/99	Introduced, referred to House Agriculture, Natural Resources and Environmental Affairs Committee

Bill 4408 Primary Sponsor: Rodgers

This bill amends the code of laws by adding a section to provide that all take-out food wrappers must be composed of material that is biodegradable.

01/11/00	Introduced, referred to House Agriculture, Nature Resources, and Environmental Affairs Committee
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OTHER

Bill 392 Primary Sponsor: McConnell

To prohibit the charging of unconscionable prices with respect to the rental or sale of essential commodities during a declared state of emergency, and to provide for criminal penalties. This includes price restrictions on energy systems, energy-related building envelope components, and appliances.

01/21/99 Introduced, referred to Senate Judiciary Committee

Bill 525 Primary Sponsor: Land

To provide for the licensure and regulation of liquid petroleum gas dealers, transporters, and equipment installers, to re-establish the Liquid Petroleum Gas Board and increase its membership from five to seven. To provide for the powers and duties of the Board; to conform the statutory organizational framework established for professional and occupational boards under the administration of the Department of Labor, Licensing and Regulation; and to repeal the chapter relating to the licensure and regulation of liquid petroleum gas.

02/23/99 Introduced, referred to Senate Labor, Commerce and Industry Committee

Bill 574 Primary Sponsor: Drummond

To provide that the State Budget and Control Board shall establish a Senior Executive Service to attract, develop, and retain highly competent senior level managers for executive positions in state government, to provide the criteria applicable to members, including the right to return to a position subject to the State Employee Grievance Procedure Act, and to specify those persons who may apply for selection to the service, to establish the Senior Executive Service Screening Panel and provide for its powers and duties, including the screening, selection, review, and removal of applicants for and members of the Senior Executive Service, and to provide for the Office of Human Resources of the State Budget and Control Board to staff this panel.

03/09/99 Introduced, referred to Senate Finance Committee

Bill 584 Primary Sponsor: Courson

This repeals the creation of the Advisory Commission on Intergovernmental Relations and transfers those responsibilities to the Office of Regional Development, within the Budget and Control Board's Division of Regional Development.

03/10/99 Introduced, referred to Senate Finance Committee

Bill 3813 Primary Sponsor: Keegan

This is the same as Senate Bill 584.

This repeals the creation of the Advisory Commission on Intergovernmental Relations and transfers those responsibilities to the Office of Regional Development, within the Budget and Control Board's Division of Regional Development.

03/31/99 Introduced, referred to House Ways and Means Committee

Bill 599 Primary Sponsor: Land

Relating to the establishment of the Local Government Division of the State Budget and Control Board and the use of grant funds, so as to change its name to the Office of Local Government and provide that its director reports directly to the Budget and Control Board.

This would remove the Office of Local Government from the Division of Regional Development.

03/16/99 Introduced, referred to Senate Finance Committee

H.4096 Primary Sponsor: Neal

To enact the South Carolina Neighborhood Protection Act; which establishes a cause of action for an owner of property adversely impacted by the pollution, impairment, or destruction of natural resources due to the use of an adjacent property.

This could include energy-related pollution.

05/13/99 Introduced, referred to House Agriculture, Natural Resources and Environmental Affairs Committee

H.4098 Primary Sponsor: Neal

To enact the Environmental Bill of Rights Act; to authorize a civil action for declaratory equitable relief brought in the name of the state for the protection of air, water, land, and other natural resources; to provide exceptions and procedures; and to authorize a civil action for declaratory or equitable relief against the state challenging environmental quality standards promulgated or issued by the state.

This could include energy-related pollution.

05/13/99 Introduced, referred to House Agriculture, Natural Resources and Environmental Affairs Committee

Bill 799 Primary Sponsor: McConnell

This is a compromise version of legislation commonly know as “takings” legislation which would limit government’s ability to enact or enforce environmental laws that limit the ability of landowners to do whatever they want with their land.

05/06/99 Introduced, referred to Senate Judiciary Committee

Bill 903 Primary Sponsor: Rankin

This bill increases the penalties for the offense of dumping litter or other solid waste on public or private property.

05/02/00 Introduced, referred to House Judiciary Committee
04/28/00 Read third time, sent to House
04/27/00 Amended, read second time
04/26/00 Committee report: Favorable with amendment
06/22/99 Introduced referred to Senate Judiciary Committee.

Bill 906 Primary Sponsor: Moore

This bill amends the code of laws dealing with environmental audit privilege by adding a section on self-evaluative activities such as audits of compliance status and management systems to assure compliance. It encourages owners and operators of facilities and persons conducting other activities regulated under federal, state, regional, or local laws to conduct voluntary internal environmental audits of compliance programs or management systems. To assess and improve compliance with these laws, an environmental audit privilege is established and recognized to protect the confidentiality of communications relating to voluntary internal environmental audits and a limited protection from penalties is established for those who disclose an environmental compliance violation or audit findings to regulatory authorities.

04/13/00 Recommitted to Senate Medical Affairs Committee
04/12/00 Committee Report: Favorable with Amendment
06/22/99 Introduced, referred to Senate Medical Affairs Committee

Bill 945 Primary Sponsor: Leventis

To amend the Comprehensive Infrastructure Development Act, so as to redefine existing definitions and add additional definitions used in the Act. To alter and add functions and powers to be performed by the Division of Regional Development of the State Budget and Control Board, require a state agency and program to consider and determine whether its decision and impacts are consistent with regional and local government plans, and to authorize the Division to administer such funding as may be provided for the purpose of implementing the intent of this chapter. Also, to require the Division to employ or retain organizations, agencies, commissions, and universities to provide consultation, technical assistance, and training to implement the provisions of this chapter and to require the Division to make a biennial report to the General Assembly and the Governor on the implementation of this Chapter.

This bill adds sustainable development planning to the Comprehensive Infrastructure Development Act. It describes sustainable development planning as any written proposal by a local or regional government entity that undertakes activities affecting the local comprehensive planning that address issues such as cost efficient land development, natural resource conservation, redevelopment of blighted lands, alternatives to driving, and mixed use land use. This program, along with the Comprehensive Infrastructure Development Act will be located within the State Budget and Control Board's Division of Regional Development.

01/19/00 Co-sponsor added (Rankin)
01/11/00 Introduced, referred to Senate Finance Committee
10/19/99 Prefiled

Bill 4888 Primary Sponsor: Battle

This bill amends the code of laws relating to sales tax exemptions to include an exemption for the sale of propane gas for the purpose of producing certain agricultural products or animals. It also extends this exemption to propane used to produce tobacco plants in greenhouses that will be subsequently be replanted.

04/11/00 Introduced, referred to House Ways and Means Committee

Bill 4893 Primary Sponsor: Neilson

This bill relates to the exemptions of state sales tax so as to include in the exemption for machines used to manufacture, process, recycle, compound, mine, or quarry tangible personal property for sale, those machines necessary to comply with federal regulations for the prevention or abatement of pollution.

04/11/00 Introduced, referred to House Ways and Means Committee